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Practitioner's Docket No. 2002DE435

PATENT

#3

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Franz Xaver SHER

Examiner:

Application No.: 10/533,474

Group No.:

Filed: 04/29/2005

For: PESTICIDE FORMULATIONS CONTAINING ALKOXYLATED AMINES

Commissioner for Patent  
P.O. Box 1450  
Alexandria, VA 22313-1450

## INFORMATION DISCLOSURE STATEMENT

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August 16, 2005

Signature

Jackie L. Wise  
JACKIE L. WISE  
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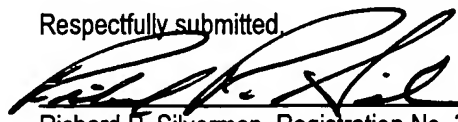
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Dear Sir:

In accordance with the duty of disclosure provisions of 37 CFR §1.56, there is hereby provided certain information which the Examiner may consider material to the examination of the subject U.S. patent application. It is requested that the Examiner make this information of record if it is deemed material to the examination of the subject application. No admission is made that the information cited in this Statement is, or is considered to be, material to patentability nor a representation that a search has been made (other than search report(s) from a counterpart foreign application or a PCT International Search Report, if submitted herewith).

1. ☒ Enclosures accompanying this Information Disclosure Statement are:
  - 1a. ☒ Form PTO-1449 (PTO/SB/08a and/or PTO/SB/08b).
  - 1b. ☒ Copies of Information Disclosure Statement citations.
  - 1c. ☒ PCT or EP Search Report PCT/EP 03/11697, Dated 02/26/2004  
German Office Action DE10250551.9, Dated 10/30/2002
  - 1d. ☒ Copies of Co-pending U.S. Applications.
2. ☐ This Information Disclosure Statement is filed under 37 CFR §1.97(b) with the filing of the U.S. patent application. Accordingly, no fee or §1.97(e) Statement is required.
3. ☒ This Information Disclosure Statement is filed under 37 CFR §1.97(b) before the latter of three months after the U.S. patent application filing date or the first Office Action on the merits. Accordingly, no fee or §1.97(e) Statement is required.
4. ☐ This Information Disclosure Statement is filed under 37 CFR §1.97(c) after the first Office Action on the merits, but before a Final Office Action or a Notice of Allowance. The \$180.00 fee set forth in 37 CFR §1.17(p) in accordance with 37 CFR §1.97(c) is to be charged to Deposit Account No. 03-2060.
5. ☐ This Information Disclosure Statement is filed under 37 CFR §1.97(e) in that each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. Accordingly, no fee is required.
6. ☐ This Information Disclosure Statement is filed in conjunction with a Request For Continued Examination. Accordingly, no fee or §1.97(e) Statement is required.
7. ☐ The English language documents identified by reference in the TRANSLATION Section of the foreign patents list of the attached 1449 Form are believed to be a concise statement, or the equivalent or substantial equivalent to the foreign language documents cited in the attached 1449 Form.
8. ☒ In addition to the documents cited, the Office's attention is directed to the following co-pending U.S. Application Serial Number(s), copies of which are attached for the convenience of the Office:  
10/533,429, filed 04/29/2005, Franz Xaver SCHERL et al.

Respectfully submitted,

  
Richard P. Silverman, Registration No. 36,277

CUSTOMER NO. 25,255

Clariant Corporation, Industrial Property Department, 4000 Monroe Road, Charlotte, North Carolina 28205  
Telephone: 704/331-7156, Facsimile: 704/331-7707

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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 2

**Complete if Known**

Application Number	10/533,474
Filing Date	04/29/2005
First Named Inventor	Franz Xaver SHER
Art Unit	
Examiner Name	
Attorney Docket Number	2002DE435

**U. S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
	AA	US- 5,317,003	05/31/1994	Kassebaum	
	AB	US- 5,360,783	11/01/1994	ITO	
	AC	US- 5,616,811	04/01/1997	VINPOND	
	AD	US- 5,750,468	05/12/1998	WRIGHT	
	AE	US- 5,958,439	09/28/1999	Gubelmann	
	AF	US- 6,133,199	10/17/2000	SOULA	
	AG	US- 6,750,178	06/15/2004	RAMSAY	
	AH	US- 2,002,123,430	09/05/2002	XU	
	AI	US- RE 37866	10/01/2002	WRIGHT	
	AJ	US-			
	AK	US-			
	AL	US-			
	AM	US-			
	AN	US-			
	AO	US-			
	AP	US-			
	AQ	US-			
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**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				
	BA	WO 0243492	06/06/2002	HUNTSMAN CORP		<input type="checkbox"/>
	BB	EP 0290416	11/09/1988	MONSANTO		<input type="checkbox"/>
	BC	IE902130	01/02/1991	RHONE POULENC		<input type="checkbox"/>
	BD	GB2230955	11/02/1990	RHONE POULENC		<input type="checkbox"/>
	BE					<input type="checkbox"/>

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Application Number	10/533,474
Filing Date	04/29/2005
First Named Inventor	Franz Xaver SHER
Art Unit	
Examiner Name	
Attorney Docket Number	2002DE435

Sheet 2 of 2

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	CA	English Language Abstract of Japanese Patent No. JP 60075324, 04/27/85, NEO KK	<input type="checkbox"/>
	CB	Copending Application: 10/533,429, filed 04/29/2005, Franz Xaver SCHERL	<input type="checkbox"/>
	CC		<input type="checkbox"/>
	CD		<input type="checkbox"/>
	CE		<input type="checkbox"/>
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	CG		<input type="checkbox"/>
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